

Message Text

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ACTION IO-14

INFO OCT-01 NEA-10 ISO-00 AF-10 ARA-10 EA-07 EUR-12
CIAE-00 DODE-00 PM-05 H-01 INR-07 L-03 NSAE-00
NSC-05 PA-01 PRS-01 SP-02 SS-15 USIA-06 SSM-03
DHA-02 /115 W
-----011154 300044Z /64

P R 292324Z JUL 77
FM USMISSION USUN NEW YORK
TO SECSTATE WASHDC PRIORITY 4681
INFO AMEMBASSY AMMAN
AMEMBASSY CAIRO
AMEMBASSY DAMASCUS
AMEMBASSY TEL AVIV
AMCONSUL JERUSALEM

LIMITED OFFICIAL USE SECTION 1 OF 2 USUN 2427

E.O. 11652: N/A
TAGS: PFOR, UNSC, XF
SUBJECT: ISRAELI SETTLEMENTS

REF: USUN 2399

1. ARAB GROUP LETTER TO SECRETARY GENERAL WALDHEIM DELIVERED
AT NOON JULY 29 TO THE UN SECRETARIAT IS REPRODUCED IN PARA 4
BELOW. I CONCLUDES, AFTER CITING KEY PARAS OF THE NOVEMBER
1976 CONSENSUS STATEMENT OF THE SECURITY COUNCIL, BY OB-
SERVING THAT THE ARAB GROUP AND THE PLO OBSERVER REQUESTED
THAT THIS "LATEST THREAT TO PEACE AND SECURITY" BE BROUGHT
TO THE ATTENTION OF THE SYG. A SIMILAR LETTER TO SC
PRESIDENT CHEN CHU (CHINA) ENDS BY BRINGING TO CHEN CHU'S
ATTENTION" AND THROUGH YOU TO THE ATTENTION OF THE MEMBERS
OF THE COUNCIL, THIS LATEST THREAT TO PEACE AND SECURITY
AND TO REQUEST THAT THE COUNCIL ASSUME ITS RESPONSIBILITY
IN MAINTAINING PEACE BY TAKING IMMEDIATE ACTION TO PUT AN
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END TO ONE OF THE CAUSES OF THIS LATEST THREAT TO
PEACE-NAMELY, THE PROLONGED ILLEGAL OCCUPATION
AND THE PERSISTENT ISRAELI MEASURES."

2. COMMENT: UN SECRETARIAT OFFICIAL RESPONSIBLE
FOR SECURITY COUNCIL AFFAIRS, GLEISSNER, COMMENTED
THAT IN HIS VIEW THE PHRASE "TAKING IMMEDIATE

ACTION" MAY REQUIRE AT A MINIMUM SECURITY COUNCIL CONSULTATIONS. GLEISSNER SAID THAT THE AUGUST SC PRESIDENT, LEPRETTE (FRANCE) ASKED TO MEET WITH HIM ON AUGUST 1; THE OUTGOING PRESIDENT HAVING INDICATED THAT AT THIS LATE STAGE HE IS NOT INTERESTED IN BEGINNING INFORMAL CONTACTS WITH THE MEMBERS WHICH COULD LEAD TO COUNCIL CONSULTATIONS. GLEISSNER DID NOT RULE OUT THE POSSIBILITY OF DISPOSING OF "IMMEDIATE ACTION" THROUGH INFORMAL CONSULTATIONS PERHAPS BY PHONE. USUN HOLDS THE VIEW THAT IF THE ARAB GROUP WERE REQUESTING A MEETING OF THE SECURITY COUNCIL IT WOULD EXPLICITLY STATE SO IN ITS LETTER. IF THE DEPARTMENT AGREES, WE WOULD BE PREPARED TO INFORM COUNCIL MEMBERS OF THIS VIEW AND TO EXPRESS THE HOPE THAT THE COUNCIL COULD DISPOSE OF THIS QUESTION AS INFORMALLY AS POSSIBLE. USUN RECALLS DURING THE US PRESIDENCY OF THE COUNCIL, PLO PERMANENT OBSERVER SENT A LETTER ON PALESTINIAN POLITICAL PRISONERS IN ISRAELI JAILS AND CONCLUDED, " I AM INSTRUCTED TO ASK FOR YOUR IMMEDIATE INTERVENTION WITH A VIEW," ETC. AT THAT TIME WE INTERPRETED "IMMEDIATE INTERVENTION" AS NOT SPECIFICALLY ASKING FOR A MEETING, PARTICULARLY SO SINCE THE REQUEST WAS NOT FROM A MEMBER STATE. TO OUR KNOWLEDGE THERE WAS NO ADVERSE REACTION FROM THE PLO, ARAB STATES OR OTHERS. END COMMENT. LIMITED OFFICIAL USE

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3. IN A SEPARATE LETTER FROM THE CHAIRMAN OF THE PALESTINIAN RIGHTS COMMITTEE TO THE PRESIDENT OF THE SECURITY COUNCIL, THE LEGALIZATION OF THE THREE SETTLEMENTS IS DESCRIBED AS IN FULL CONTRADICTION TO THE RECOMMENDATIONS OF THE COMMITTEE'S REPORT. THE CHAIRMAN EXPRESSES HIS DEEP CONCERN AND NOTES THAT THE ISRAELI ACTION WILL AGGRAVATE TENSIONS IN THE REGION.

4. QUOTE MO/351/77

29 JULY 1977

EXCELLENCY,

ON BEHALF OF THE ARAB GROUP, I WOULD LIKE TO DRAW YOUR ATTENTION TO THE FOLLOWING:

ON JULY 26, 1977, ISRAEL TOOK IT UPON ITSELF TO LEGALIZE THREE JEWISH SETTLEMENTS IN THE OCCUPIED ARAB TERRITORY NEAR THE TOWNS OF KAHR KADDUM, KHAN AL-AHMAR

AND RAMALLAH. THIS LATEST MEASURE IN ISRAEL'S PERSISTENT
POLICY OF EXPANSION AND COLONIZATION VIOLATES THE CHARTER
OF THE UNITED NATIONS, THE GENEVA CONVENTION AND THE
NUMEROUS RESOLUTIONS AND DECISIONS BY THE SECURITY COUNCIL.
IT AGGRAVATES FURTHER AN ALREADY EXPLOSIVE SITUATION.

WE WISH TO RECALL THE CONSENSUS STATEMENT ISSUED BY
THE SECURITY COUNCIL OF 17 NOVEMBER 1976:

"FOLLOWING THE REQUEST SUBMITTED BY EGYPT ON 20
OCTOBER 1976, THE SECURITY COUNCIL HELD FOUR MEETINGS
BETWEEN 1 NOVEMBER AND 11 NOVEMBER 1976 TO CONSIDER
THE SITUATION IN THE OCCUPIED ARAB TERRITORIES, WITH
THE PARTICIPATION OF THE REPRESENTATIVE OF THE PALESTINE
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LIBERATION ORGANIZATION. AFTER CONSULTING ALL THE
MEMBERS, THE PRESIDENT OF THE COUNCIL STATES THAT THE
COUNCIL HAS AGREED ON THE FOLLOWING:

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1) TO EXPRESS ITS GRAVE ANXIETY AND CONCERN OVER THE PRESENT SERIOUS SITUATION IN THE OCCUPIED ARAB TERRITORIES AS A RESULT OF CONTINUED ISRAELI OCCUPATION;

2) REAFFIRMATION OF ITS CALL UPON THE GOVERNMENT OF ISRAEL TO ENSURE THE SAFETY, WELFARE AND SECURITY OF THE INHABITANTS OF THE TERRITORIES AND TO FACILITATE THE RETURN OF THOSE INHABITANTS WHO HAVE FLED THE AREAS SINCE THE OUTBREAK OF HOSTILITIES;

3. ITS REAFFIRMATION THAT THE FOURTH GENEVA CONVENTION RELATIVE TO THE PROTECTION OF CIVILIAN PERSONS IN TIME OF WAR IS APPLICABLE TO THE ARAB TERRITORIES OCCUPIED BY ISRAEL SINCE 1967. THEREFORE THE OCCUPYING POWER IS CALLED UPON ONCE AGAIN TO COMPLY STRICTLY WITH THE PROVISIONS OF THAT CONVENTION AND TO REFRAIN FROM ANY MEASURE THAT VIOLATES THEM. IN THIS REGARD THE MEASURES TAKEN BY ISRAEL IN THE OCCUPIED ARAB LIMITED OFFICIAL USE

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TERRITORIES THAT ALTER THEIR DEMOGRAPHIC COMPOSITION OR GEOGRAPHICAL NATURE AND PARTICULARLY THE ESTABLISHMENT OF SETTLEMENTS ARE ACCORDINGLY STRONGLY DEPLOERED. SUCH MEASURES WHICH HAVE NO LEGAL VALIDITY AND CANNOT PREJUDICE THE OUTCOME OF THE SEARCH FOR THE ESTABLISHMENT OF PEACE CONSTITUTE AN OBSTACLE TO PEACE;

4) IT CONSIDERES ONCE MORE THAT ALL LEGISLATIVE AND ADMINISTRATIVE MEASURES AND ACTIONS TAKEN BY ISRAEL, INCLUDING EXPROPRIATION OF LAND AND PROPERTIES THEREON AND THE TRANSFER OF POPULATIONS WHICH TEND TO CHANGE THE LEGAL STATUS OF JERUSALEM, ARE INVALID AND CANNOT CHANGE THAT STATUS, AND URGENTLY CALLS UPON ISRAEL ONCE MORE TO RESCIND ALL SUCH MEASURES ALREADY TAKEN AND TO DESIST FORTHWITH FROM TAKING ANY FURTHER ACTION WHICH TENDS TO CHANGE THE STATUS OF JERUSALEM. IN THIS CONNEXION THE COUNCIL DEPLOERS THE FAILURE OF ISRAEL TO SHOW ANY REGARD FOR SECURITY COUNCIL RESOLUTIONS 237 (1967) OF 14 JUNE 1967, 252(1968) OF 21 MAY 1968 AND 298 (1971) OF 25 SEPTEMBER 1971 AND GENERAL ASSEMBLY RESOLUTIONS 2253 (ES-V) AND 2254(ES-V) OF 4 AND 14 JULY 1967;

5) ITS RECOGNITION THAT ANY ACT OF PROFANATION OF THE HOLY PLACES, RELIGIOUS BUILDINGS AND SITES OR ANY ENCOURAGEMENT OF, OR CONNIVENCE AT, ANY SUCH ACT MAY SERIOUSLY ENDANGER INTERNATIONAL PEACE AND SECURITY;

THE COUNCIL DECIDES TO KEEP THE SITUATION UNDER

CONSTANT ATTENTION WITH A VIEW TO MEETING AGAIN SHOULD
CIRCUMSTANCES REQUIRE."

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THE PERMANENT REPRESENTATIVES OF THE ARAB STATES TO THE
UNITED NATIONS AND AND THE PERMANENT OBSERVER OF THE PALESTINE
LIBERATION ORGANIZATION HAVE ASKED ME TO BRING TO YOUR
ATTENTION AND THROUGH YOU TO THE ATTENTION OF THE MEMBER
STATES OF THE UNITED NATIONS, THIS LATEST THREAT TO PEACE
AND SECURITY.

I KINDLY ASK YOU TO CIRCULATE THIS LETTER AS A DOCUMENT
OF THE GENERAL ASSEMBLY AT ITS THIRTY-SECOND SESSION UNDER
ITEMS 30 AND 57.

(SIGNED)
MAHMOUD ABOUL-NASR
AMBASSADOR
PERMANENT REPRESENTATIVE OF OMAN
TO THE UNITED NATIONS
CHAIRMAN OF THE ARAB GROUP

HIS EXCELLENCY
DR. KURT WALDHEIM
SECRETARY GENERAL OF THE UNITED NATIONS
NEW YORK UNQUOTE
YOUNG

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Message Attributes

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Subject: ISRAELI SETTLEMENTS
TAGS: PFOR, MOPS, XF, IS, UNSC, (WALDHEIM, KURT)
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